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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

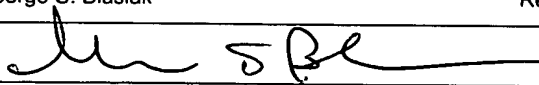
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE


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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/783,224	
	Filing Date	February 14, 2001	
	First Named Inventor	Steven R. Slawson	
	Group Art Unit	2872	
	Examiner Name	Nguyen, Thong Q.	
Total Number of Pages in This Submission	7	Attorney Docket Number	281-345

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): One check in the amount of \$1,280 for petition to revive-unintentional; Petition for Revival of Unintentionally Abandoned Application Under 37 C.F.R. 1.137(b) (2 pgs. + 2 pgs. Copy); and Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 50-0289.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm and Individual name	Wall Marjama & Bilinski LLP George S. Blasiak Reg. No. 37,283
Signature	
Date	November 26, 2002

CERTIFICATE OF HAND DELIVERY		
I hereby certify that this correspondence is being hand delivered to the Petitions Branch of the US Patent and Trademark Office addressed to Assistant Commissioner for Patents and Trademarks on: _____		
Typed or printed name	MAITIAN VO	
Signature		Date 11/27/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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**FEE TRANSMITTAL
for FY 2003**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1,280**Complete if Known**

Application Number	09/783,224
Filing Date	February 14, 2001
First Named Inventor	Steven R. Slawson
Examiner Name	Nguyen, Thong Q.
Group Art Unit	2872
Attorney Docket No.	281-345

RECEIVED**NOV 27 2002****OFFICE OF PETITIONS****METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ MoneyOrder ☐ Other ☐ None☐ Deposit Account:Deposit
Account
Number

50-0289

Deposit
Account
Name

Wall Marjama & Bilinski, LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	740	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fees from below		Fee Paid
Independent Claims		..	=		X	
Multiple Dependent		..	=		X	

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

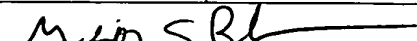
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,280	2453	640	Petition to revive - unintentional	1,280
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	740	2810	370	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)**

(\$) 1,280

SUBMITTED BY**Complete (if applicable)**

Name (Print/Type)	George S. Blasiak	Registration No. (Attorney/Agent)	37,283	Telephone	(315) 425-9000
Signature				Date	November 26, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Date

Signature:

Printed Name:

PATENT
Attorney Docket No.: 281-345

10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Stephen R. Slawson, *et al.*

Group Art Unit: 2872

Examiner: Nguyen, Thong Q.

Application No.: 09/783,224

Filed: February 14, 2001

For: Eye Viewing Device Comprising
Eye Cup

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NOV 27 2002

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

**PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(b)**

1. Applicants filed the present application on February 14, 2001.
2. On February 11, 2002, Applicants filed PCT Application PCT/US02/03956, claiming the priority of the present U.S. Application in the PCT Receiving Office of the United States Patent and Trademark Office.
3. Accordingly, the present application may be regarded as abandoned as a result of the present notice being made outside of the 45 day window stipulated under 37 C.F.R. § 1.213(c).
4. Applicants affirm that the entire delay from the time of expiration of the 45 day window stipulated in 37 C.F.R. 1.213(c) to the filing of this grantable petition was unintentional.
5. Accordingly, if the present application is regarded as abandoned, Applicants hereby petition to revive the present application.

11/27/2002 AKELLEY 00000023 09783224

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PETITION FEE

6. The petition fee (37 C.F.R. 1.17(h)) is paid as follows:

- ☒ Check in the sum of \$1,280.00.
☐ Charge Account 50-0289 the sum of \$1,280.00

Respectfully submitted,

11-26-02

Date

George S. Blasiak

George S. Blasiak

Reg. No. 37,283

GSB/jrc

WALL MARJAMA & BILINSKI LLP

Customer No.: *20874*

20874

PATENT TRADEMARK OFFICE

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